

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

HARRY PLOSS, *Individually and on Behalf of All
Others Similarly Situated*,

07 cv. 10937 (SWK)

Plaintiff,

v.

BANKATLANITC BANCORP INC., JAMES A.
WHITE, VALERIE C. TOALSON, JARETT S.
LEVAN and ALAN B. LEVAN

Defendants.

CERTIFICATE OF SERVICE

I hereby certify that on December 28, 2007, a copy of the following documents were electronically filed in accordance with the rules pertaining to electronic filing in the SDNY ECF system.

- 1) Motion Of Otis Brown and Donna Brown For Consolidation, To Be Appointed Lead Plaintiff And For Approval Of Lead Plaintiffs' Selection Of Lead Counsel
- 2) Memorandum of Law In Support Of the Motion Of Otis Brown and Donna Brown For Consolidation, To Be Appointed Lead Plaintiff And For Approval Of Lead Plaintiffs' Selection Of Lead Counsel
- 3) Declaration of Evan J. Smith In Support Of The Motion Of Otis Brown and Donna Brown For Consolidation, To Be Appointed Lead Plaintiff And For Approval Of Lead Plaintiffs' Selection Of Lead Counsel
- 4) [Proposed Order] of Consolidation, Appointment of Lead Plaintiffs, And Approving Lead Plaintiffs' Selection of Lead Counsel

Dated: December 28, 2007

s/ Evan J. Smith, Esquire
Evan J. Smith, Esquire